

ABOVE THIS LINE FOR DIVISION USE ONLY

NEW MEXICO OIL CONSERVATION DIVISION
 - Engineering Bureau -
 1220 South St. Francis Drive, Santa Fe, NM 87505



Everest
143199

Jicarilla Apache 102 #9M

Jicarilla 102 #9M

ADMINISTRATIVE APPLICATION CHECKLIST

30-039-29771

THIS CHECKLIST IS MANDATORY FOR ALL ADMINISTRATIVE APPLICATIONS FOR EXCEPTIONS TO DIVISION RULES AND REGULATIONS WHICH REQUIRE PROCESSING AT THE DIVISION LEVEL IN SANTA FE

Application Acronyms:

- [NSL-Non-Standard Location] [NSP-Non-Standard Proration Unit] [SD-Simultaneous Dedication]**
- [DHC-Downhole Commingling] [CTB-Lease Commingling] [PLC-Pool/Lease Commingling]**
- [PC-Pool Commingling] [OLS - Off-Lease Storage] [OLM-Off-Lease Measurement]**
- [WFX-Waterflood Expansion] [PMX-Pressure Maintenance Expansion]**
- [SWD-Salt Water Disposal] [IPI-Injection Pressure Increase]**
- [EOR-Qualified Enhanced Oil Recovery Certification] [PPR-Positive Production Response]**

[1] **TYPE OF APPLICATION** - Check Those Which Apply for [A] *****Amendment to NSL-5293-A*****

- [A] Location - Spacing Unit - Simultaneous Dedication
 NSL NSP SD

Check One Only for [B] or [C]

- [B] Commingling - Storage - Measurement
 DHC CTB PLC PC OLS OLM

- [C] Injection - Disposal - Pressure Increase - Enhanced Oil Recovery
 WFX PMX SWD IPI EOR PPR

- [D] Other: Specify _____

*NSL - 5293-A
5293-B*

[2] **NOTIFICATION REQUIRED TO:** - Check Those Which Apply, or Does Not Apply

- [A] Working, Royalty or Overriding Royalty Interest Owners
- [B] Offset Operators, Leaseholders or Surface Owner
- [C] Application is One Which Requires Published Legal Notice
- [D] Notification and/or Concurrent Approval by BLM or SLO
U.S. Bureau of Land Management - Commissioner of Public Lands, State Land Office
- [E] For all of the above, Proof of Notification or Publication is Attached, and/or,
- [F] Waivers are Attached

[3] **SUBMIT ACCURATE AND COMPLETE INFORMATION REQUIRED TO PROCESS THE TYPE OF APPLICATION INDICATED ABOVE.**

[4] **CERTIFICATION:** I hereby certify that the information submitted with this application for administrative approval is **accurate** and **complete** to the best of my knowledge. I also understand that **no action** will be taken on this application until the required information and notifications are submitted to the Division.

Note: Statement must be completed by an individual with managerial and/or supervisory capacity.

Ronnie Young	<i>Ronnie Young/bmh</i>	Compliance Supervisor	7-23-10
Print or Type Name	Signature	Title	Date
		<u>ryoung@enervest.net</u>	
		e-mail Address	



ENERVEST

July 23, 2010

New Mexico Oil Conservation Division
1220 S. St. Francis Drive
Santa Fe, New Mexico 87505

RECEIVED OCD
2010 JUL 26 A 11:23

Attn: Mark Fesmire, Division Director

RE: Request to Amend Administrative Order No. NSL-5293-A
Jicarilla Apache "102" No. 9M
935' FSL & 2225' FEL (Unit O)
Section 4, T-26 North, R-4 West, NMPM,
Rio Arriba County, New Mexico

Dear Mr. Fesmire,

By Order No. NSL-5293-A dated June 9, 2006, the Division authorized CDX Rio, L.L.C. to drill the Jicarilla Apache "102" Well No. 9M at an unorthodox infill gas well location in both the Blanco-Mesaverde (72319) and Basin-Dakota (71599) Gas Pools 935 feet from the South line and 2225 feet from the East line (Unit O) of Section 4, Township 26 North, Range 4 West, NMPM, Rio Arriba County, New Mexico.

Enervest Operating, L.L.C. ("Enervest"), the successor operator of this well, hereby requests an amendment to Order No. NSL-5293-A to authorize non-standard location approval for the BS Mesa-Gallup Pool (Gas-72920). The BS Mesa-Gallup Pool is currently governed by statewide rules that require standard 160-acre gas spacing and proration units with wells to be located no closer than 660 feet to the outer boundary of the spacing unit nor closer than 330 feet to any interior quarter-quarter section line. The SE/4 of Section 4 is to be dedicated to the subject well in the BS Mesa-Gallup Pool thereby forming a standard 160-acre gas spacing and proration unit.

Enervest is in the process of drilling the Jicarilla Apache "102" No. 9M and anticipates encountering commercial production in the Gallup formation. The well is proposed to be completed as a downhole commingled completion in the Basin-Dakota, Blanco-Mesaverde and BS Mesa-Gallup Pools. The Aztec District Office of the Division has already approved the downhole commingling of the Basin-Dakota and Blanco-Mesaverde Gas Pools within the well (DHC-2361-AZ), however, due to the addition of the Gallup interval, Enervest is preparing an amended downhole commingling application to add the BS Mesa-Gallup Pool.

There are currently no wells producing from the BS Mesa-Gallup Pool within the SE/4 of Section 4. The Enervest Jicarilla Apache "102" No. 9E (30-039-22456) located 970 feet from the South

line and 920 feet from the East line (Unit P) was tested in the Gallup interval and found to be non-productive.

The only affected offset acreage is the SW/4 of Section 4, Township 26 North, Range 4 West. The SW/4 of Section 4 is being produced in the BS Mesa-Gallup Pool by the Enervest Jicarilla Apache "102" No. 10E (30-039-22455) located 1700 feet from the South line and 1530 feet from the West line (Unit K). The interest ownership between the SW/4 of Section 4 and the SE/4 of Section 4 is common throughout. Consequently, pursuant to Division rules, no notice of this application is required.

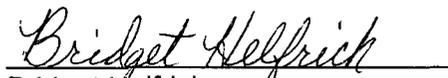
Attached is a plat showing the spacing unit, unorthodox well location and the affected adjoining spacing unit and well; a copy of the C-102; the Administrative Application Checklist.

Approval of the requested amendment will provide Enervest the opportunity to recover Gallup reserves underlying the SE/4 of Section 4, thereby preventing waste, and will not violate correlative rights.

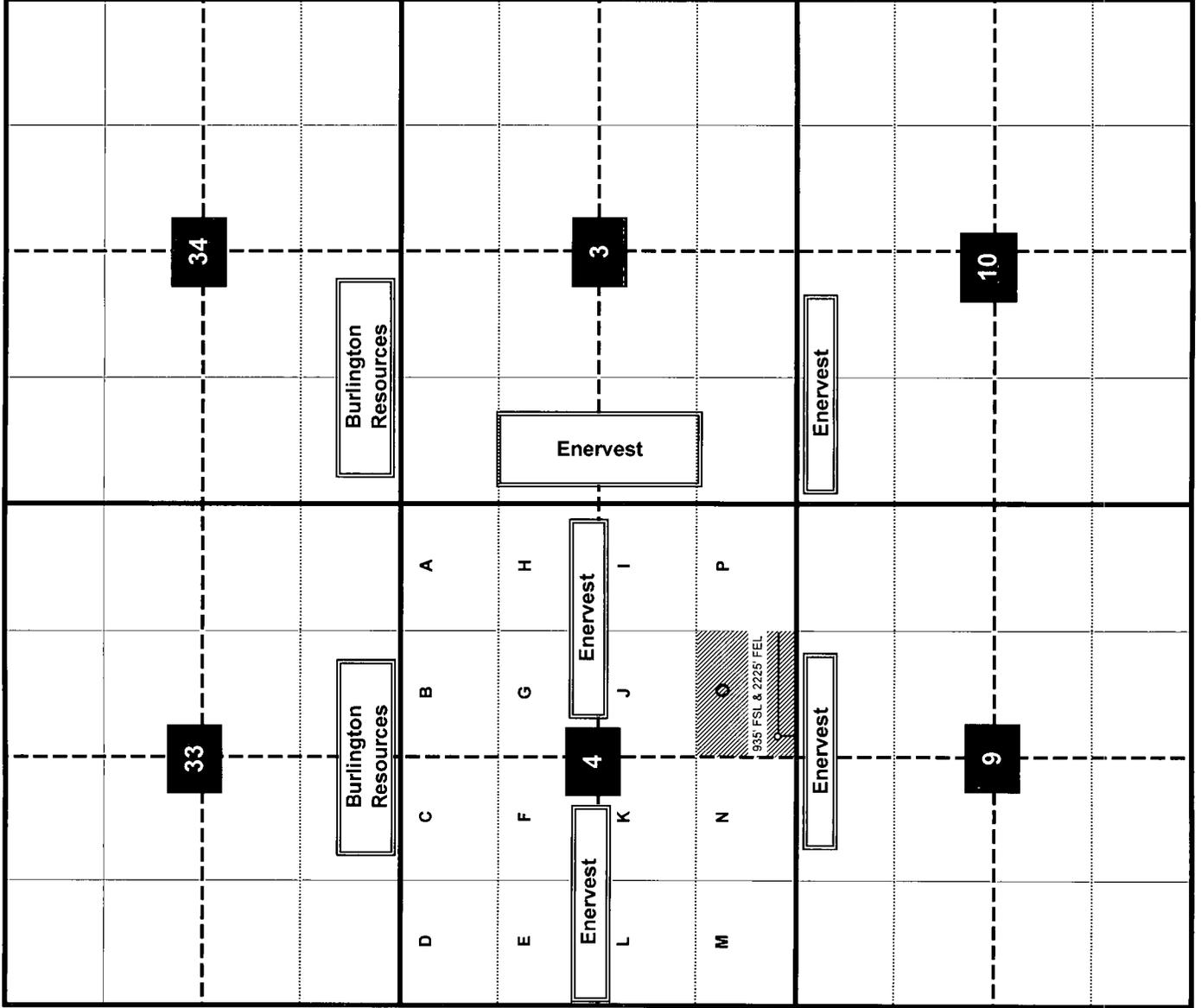
Because the well will be completed and ready to produce in the next several days, Enervest further requests that the Division, to the extent possible, issue an expedited order in the matter.

If you have any questions, please contact me at 713-495-6537.

Thank you,


Bridget Helfrich
Regulatory Tech.

Offset Operator Owner Plat
Township 26N - Range 4W
Jicarilla 102 No. 9M



District I
1625 N. French Dr., Hobbs, NM 88240
District II
1301 W. Grand Avenue, Artesia, NM 88210
District III
1000 Rio Brazos Rd., Aztec, NM 87410
District IV
1220 S. St. Francis Dr., Santa Fe, NM 87505

State of New Mexico
Energy, Minerals & Natural Resources Department
OIL CONSERVATION DIVISION
1220 South St. Francis Dr.
Santa Fe, NM 87505

Form C-102
Revised July 16, 2010
Submit one copy to appropriate
District Office

AMENDED REPORT

WELL LOCATION AND ACREAGE DEDICATION PLAT

¹ API Number 30-039-29771	² Pool Code 72319/72920/71599	³ Pool Name Blanco-Mesaverde/BS Mesa-Gallup/Basin-Dakota
⁴ Property Code 33455	⁵ Property Name JICARILLA 102	
⁷ OGRID No. 143199	⁸ Operator Name ENERVEST OPERATING, L.L.C.	⁶ Well Number 9M ⁹ Elevation 7136'

¹⁰ Surface Location

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County
0	4	26N	4W		935	SOUTH	2225	EAST	RIO ARRIBA

¹¹ Bottom Hole Location If Different From Surface

UL or lot no.	Section	Township	Range	Lot Idn	Feet from the	North/South line	Feet from the	East/West line	County

¹² Dedicated Acres MV-E 322.24AC DK-E 322.24AC	¹³ Joint or Infill Y	¹⁴ Consolidation Code	¹⁵ Order No. NSL-5293-A
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BSMG-SE14-160AC

No allowable will be assigned to this completion until all interests have been consolidated or a non-standard unit has been approved by the division.

<p>16</p> <p>LOT 4 LOT 3 LOT 2 LOT 1</p> <p>FD 3 1/4" BC 1972 BLM</p> <p>4 — 320 ac. MV DK</p> <p>160 ac. BSMG</p> <p>Lat = 36°30'38.5" N. (NAD83) Long = 107°15'17.8" W. (NAD83)</p> <p>Calc'd Cor. By DBL Ford.</p>	<p>17 OPERATOR CERTIFICATION</p> <p>I hereby certify that the information contained herein is true and complete to the best of my knowledge and belief, and that this organization either owns a working interest or unleased mineral interest in the land including the proposed bottom hole location or has a right to drill this well at this location pursuant to a contract with an owner of such a mineral or working interest, or to a voluntary pooling agreement or a compulsory pooling order heretofore entered by the division.</p> <p><i>Bridget Helfrich</i> 7-23-10 Signature Date</p> <p>BRIDGET HELFRICH Printed Name</p> <p>bhelfrich@enervest.net E-mail Address</p>		
		<p>935'</p> <p>2225'</p> <p>935'</p> <p>Calc'd Cor. By DBL Ford.</p>	<p>18 SURVEYOR CERTIFICATION</p> <p>I hereby certify that the well location shown on this plat was plotted from field notes of actual surveys made by me or under my supervision, and that the same is true and correct to the best of my belief.</p> <p>9-14-05 Date of Survey</p> <p>Signature and Seal of Professional Surveyor: JOHN A. VURONICH</p>
			<p>N 00-31-35 W 5296.0' (C)</p> <p>14881 Certificate Number</p>